

V I R G I N I A:

BEFORE THE VIRGINIA GAS AND OIL BOARD

APPLICANT:	CNX Gas Company LLC)	VIRGINIA GAS
)	AND OIL BOARD
RELIEF SOUGHT:	POOLING OF INTERESTS IN A 58.76)	
	ACRE SQUARE DRILLING UNIT)	DOCKET NO.
	DESCRIBED IN EXHIBIT A HERETO)	05-0215-1401
	LOCATED IN THE NORA COAL BED GAS)	
	FIELD AND SERVED BY WELL NO.)	
	BG-103 (herein "Subject Drilling)	
	Unit") PURSUANT TO VA. CODE)	
	§§ 45.1-361.21 AND 45.1-361.22,)	
	FOR THE PRODUCTION OF OCCLUDED)	
	NATURAL GAS PRODUCED FROM COALBEDS)	
	AND ROCK STRATA ASSOCIATED)	
	THEREWITH (herein "Coalbed Methane)	
	Gas" or "Gas"))	
)	
)	
LEGAL DESCRIPTION:)	
)	
	SUBJECT DRILLING UNIT SERVED BY WELL NUMBERED)	
	BG-103 (herein "Well") TO BE DRILLED IN)	
	THE LOCATION DEPICTED ON EXHIBIT A HERETO,)	
	BIG A MOUNTAIN QUADRANGLE)	
	HURRICANE & NEW GARDEN MAGISTERIAL DISTRICTS)	
	BUCHANAN & RUSSELL COUNTIES, VIRGINIA)	
	(the "Subject Lands" are more)	
	particularly described on Exhibit A ,)	
	attached hereto and made a part hereof))	

REPORT OF THE BOARDFINDINGS AND ORDER

1. Hearing Date and Place: This matter came on for hearing before the Virginia Gas and Oil Board (hereafter "Board") at 9:00 a.m. on **February 15, 2005** at the Southwest Higher Education Center, Campus of Virginia Highlands Community College, Abingdon, Virginia.

2. Appearances: Mark Swartz, Esquire, of the firm Swartz & Stump, L.C., appeared for the Applicant; and Sharon M. B. Pigeon, Assistant Attorney General, was present to advise the Board.

3. Jurisdiction and Notice: Pursuant to Va. Code §§45.1-361.1 et seq., the Board finds that it has jurisdiction over the subject matter. Based upon the evidence presented by Applicant, the Board also finds that the Applicant has (1) exercised due diligence in conducting a meaningful search of reasonably available sources to determine the identity and whereabouts of each gas and oil owner, coal owner, or mineral owner and/or potential owner, i.e., person identified by Applicant as having ("Owner") or claiming ("Claimant") the rights to Coalbed Methane Gas in all Pennsylvania-aged coals from the top of the Raven, including all splits to the top of the green and

red shales including, but not limited to Jawbone, Greasy Creek, C-Seam, War Creek, Beckley, Lower Horsepen, X-Seam, Pocahontas No. 9, 8, 7, 6, 5, 4, 3, 2, and any other unnamed coal seams, coalbeds and rock strata associated therewith (hereafter "Subject Formations") in the Subject Drilling Unit underlying and comprised of Subject Lands; (2) represented it has given notice to those parties so identified (hereafter sometimes "person(s)" whether referring to individuals, corporations, partnerships, associations, companies, businesses, trusts, joint ventures or other legal entities) entitled by Va. Code §§ 45.1-361.19 and 45.1-361.22, to notice of the application filed herein; and (3) that the persons set forth in **Exhibit B-3** hereto have been identified by Applicant as persons who may be Owners or Claimants of Coalbed Methane Gas interests in Subject Formations in the Subject Drilling Unit who have not heretofore agreed to lease or sell to the Applicant and/or voluntarily pool their Gas interests. Conflicting Gas Owners/Claimants in Subject Drilling Unit are listed on **Exhibit E**. Further, the Board has caused notice of this hearing to be published as required by Va. Code § 45.1-361.19.B. Whereupon, the Board hereby finds that the notices given herein satisfy all statutory requirements, Board rule requirements and the minimum standards of state due process.

4. Amendments: **None**

5. Dismissals: **None**

6. Relief Requested: Applicant requests (1) that pursuant to Va. Code § 45.1-361.22, including the applicable portions of § 45.1-361.21, the Board pool the rights, interests and estates in and to the Gas in the Subject Drilling Unit, including those of the Applicant and of the known and unknown persons named in **Exhibit B-3** hereto and that of their known and unknown heirs, executors, administrators, devisees, trustees, assigns and successors, both immediate and remote, for the drilling and operation, including production, of Coalbed Methane Gas produced from the Subject Drilling Unit established for the Subject Formations underlying and comprised of the Subject Lands, (hereafter sometimes collectively identified and referred to as "well development and/or operation in the Subject Drilling Unit"); and, (2) that the Board designate **CNX Gas Company LLC** as the Unit Operator.

7. Relief Granted: The requested relief in this cause shall be and hereby is granted and: (1) pursuant to Va. Code § 45.1-361.21.C.3, **CNX Gas Company LLC** (hereafter "Unit Operator" or "Operator") is designated as the Unit Operator authorized to drill and operate the Well in Subject Drilling Unit at the location depicted on the plat attached hereto as **Exhibit A**, subject to the permit provisions contained in Va. Code § 45.1-361.27, et seq.; to §§ 4 VAC 25-150 et seq., Gas and Oil Regulations; to § 4 VAC 25-160 et seq., Virginia Gas and Oil Board Regulations and to the Nora Coal Bed Gas Field Rules established by the Oil and Gas Conservation Board's Order entered March 26, 1989; all as amended from time to time; and (2) all the interests and estates in and to the Gas in Subject Drilling Unit, including that of the Applicant, the Unit Operator and of the known and unknown persons listed on **Exhibit B-3**, attached hereto and made a part hereof, and their known and unknown heirs, executors, administrators, devisees, trustees, assigns and successors, both immediate and remote, be and hereby are pooled in the Subject Formations in the Subject Formation in the Subject Drilling Unit underlying and comprised of the Subject Lands.

Pursuant to the Nora Coal Field Rules promulgated under the authority of Va. Code § 45.1-361.20, the Board has adopted the following method for the calculation of production and revenue and allocation of allowable costs for the production of Coalbed Methane Gas.

For Frac Well Gas. - Gas shall be produced from and allocated to only the 58.76-acre drilling unit in which the well is located according to the undivided interests of each Owner/Claimant within the unit, which undivided interest shall be the ratio (expressed as a percentage) that the amount of mineral acreage within each separate tract that is within the Subject Drilling Unit, when platted on the surface, bears to the total mineral acreage, when platted on the surface, contained within the entire 58.76-acre drilling unit in the manner set forth in the Nora Field Rules.

8. Election and Election Period: In the event any Owner or Claimant named in **Exhibit B-3** has not reached a voluntary agreement to share in the operation of the Well to be located in Subject Drilling Unit, at a rate of payment mutually agreed to by said Gas Owner or Claimant and the Applicant or the Unit Operator, then such person may elect one of the options set forth in Paragraph 9 below and must give written notice of his election of the option selected under Paragraph 9 herein to the designated Unit Operator at the address shown below within thirty (30) days from the date of receipt of a copy of this Order. A timely election shall be deemed to have been made if, on or before the last day of said 30-day period, such electing person has delivered his written election to the designated Unit Operator at the address shown below or has duly postmarked and placed his written election in first class United States mail, postage prepaid, addressed to the Unit Operator at the address shown below.

9. Election Options:

9.1 Option 1 - To Participate In The Development and Operation of the Drilling Unit: Any Gas Owner or Claimant named in **Exhibit B-3** who has not reached a voluntary agreement with the Applicant or Unit Operator may elect to participate in the Well development and operation in the Subject Drilling Unit (hereafter "Participating Operator") by agreeing to pay the estimate of such Participating Operator's proportionate part of the actual and reasonable costs, including a reasonable supervision fee, of the Well development and operation in the Subject Drilling Unit, as more particularly set forth in Virginia Gas and Oil Board Regulation 4 VAC 25-160-100 (herein "Completed for Production Costs"). Further, a Participating Operator agrees to pay the estimate of such Participating Operator's proportionate part of the Estimated, Completed-for-Production Costs as set forth below to the Unit Operator within forty-five (45) days from the later of the date of mailing or the date of recording of this Order. The estimated Completed-for-Production Costs for the Subject Drilling Unit are as follows:

Completed-for-Production Costs: **\$203,459.89**

A Participating Operator's proportionate cost hereunder shall be the result obtained by multiplying the Participating Operator's "Percent of Unit" as set forth herein in the attached **Exhibit B-3** times the Estimated Completed-for-Production Costs set forth above. Provided, however, that in the event a Participating Operator elects to participate and fails or refuses to pay the estimate of his proportionate part of the Estimated, Completed-for-Production Costs as set forth above, all within the time set forth herein and in the manner prescribed in Paragraph 8 of this Order, then such Participating Operator shall be deemed to have elected not to participate and to have elected compensation in lieu of participation pursuant to Paragraph 9.2 herein.

- 9.2 Option 2 - To Receive A Cash Bonus Consideration: In lieu of participating in the Well development and operation in Subject Drilling Unit under Paragraph 9.1 above, any Gas Owner or Claimant named in **Exhibit B-3** hereto who has not reached a voluntary agreement with the Unit Operator may elect to accept a cash bonus consideration of \$1.00 per net mineral acre owned by such person, commencing upon entry of this Order and continuing annually until commencement of production from Subject Drilling Unit, and thereafter a royalty of 1/8th of 8/8ths [twelve and one-half percent (12.5%)] of the net proceeds received by the Unit Operator for the sale of the Gas produced from any Well development and operation covered by this Order multiplied by that person's Interest Within Unit as set forth in **Exhibit B-3** [for purposes of this Order, net proceeds shall be actual proceeds received less post-production costs incurred downstream of the wellhead, including, but not limited to, gathering, compression, treating, transportation and marketing costs, whether performed by Unit Operator or a third person] as fair, reasonable and equitable compensation to be paid to said Gas Owner or Claimant. The initial cash bonus shall become due and owing when so elected and shall be tendered, paid or escrowed within one hundred twenty (120) days of recording of this Order. Thereafter, annual cash bonuses, if any, shall become due and owing on each anniversary of the date of recording of this order in the event production from Subject Drilling Unit has not theretofore commenced, and once due, shall be tendered, paid or escrowed within sixty (60) days of said anniversary date. Once the initial cash bonus and the annual cash bonuses, if any, are so paid or escrowed, said payment(s) shall be satisfaction in full for the right, interests, and claims of such electing person in and to the Gas produced from Subject Formation in the Subject Lands, except, however, for the 1/8th royalties due hereunder.

Subject to a final legal determination of ownership, the election made under this Paragraph 9.2, when so made, shall be satisfaction in full for the right, interests, and claims of such electing person in any well development and operation covered hereby and such electing person shall be deemed to have and hereby does assign its right, interests, and claims in and to the Gas produced from Subject Formation in the Subject Drilling Unit to the Applicant.

- 9.3. Option 3 - To Share In The Development And Operation As A Non-Participating Person On A Carried Basis And To Receive Consideration In Lieu Of Cash: In lieu of participating in the Well development and operation of Subject Drilling Unit under Paragraph 9.1 above and in lieu of receiving a cash bonus consideration under Paragraph 9.2 above, any Gas Owner or Claimant named in **Exhibit B-3** who has not reached a voluntary agreement with the Unit Operator may elect to share in the well development and operation in Subject Drilling Unit on a carried basis (as a "Carried Well Operator") so that the proportionate part of the Completed-for-Production Costs hereby allocable to such Carried Well Operator's interest is charged against such Carried Well Operator's share of production from Subject Drilling Unit. Such Carried Well Operator's rights, interests, and claims in and to the Gas in Subject Drilling Unit shall be deemed and hereby are assigned to the Unit Operator until the proceeds from the sale of such Carried Well Operator's share of production from Subject Drilling Unit (exclusive of any royalty, excess or overriding royalty, or other non-operating or non cost-bearing burden reserved in any lease, assignment thereof or agreement relating thereto covering such interest) equals three hundred percent (300%) for a leased interest or two hundred percent (200%) for an unleased interest (whichever is applicable) of such Carried Well Operator's share of the Completed-for-Production Costs allocable to the interest of such Carried Well Operator. When the Unit Operator recoups and recovers from such Carried Well Operator's assigned interest the amounts provided for above, then, the assigned interest of such Carried Well Operator shall automatically revert back to such Carried Well Operator, and from and after such reversion, such Carried Well Operator shall be treated as if it had participated initially under Paragraph 9.1 above; and thereafter, such participating person shall be charged with and shall pay his proportionate part of all further costs of such well development and operation.

Subject to a final legal determination of ownership, the election made under this Paragraph 9.3, when so made, shall be satisfaction in full for the right, interests, and claims of such electing person in any Well development and operation covered hereby and such electing person shall be deemed to have and hereby does assign his right, interests, and claims in and to the Gas produced from Subject Formation in the Subject Drilling Unit to the Applicant for the period of time during which its interest is carried as above provided prior to its reversion back to such electing person.

10. Failure to Properly Elect: In the event a person named in **Exhibit B-3** hereto has not reached a voluntary agreement with the Applicant or Unit Operator and fails to elect within the time, in the manner, and in accordance with the terms of this Order, one of the alternatives set forth in Paragraph 9 above for which his interest qualifies, then such person shall be deemed to have elected not to participate in the proposed Well development and operation in

Subject Drilling Unit and shall be deemed, subject to any final legal determination of ownership, to have elected to accept as satisfaction in full for such person's right, interests, and claims in and to the Gas the consideration provided in Paragraph 9.2 above for which its interest qualifies, and shall be deemed to have leased and/or assigned his right, interests, and claims in and to said Gas produced from Subject Formation in Subject Drilling Unit to the Unit Operator. Persons who fail to properly elect shall be deemed to have accepted the compensation and terms set forth herein at Paragraph 9.2 in satisfaction in full for the right, interests, and claims of such person in and to the Gas produced from Subject Formation underlying Subject Lands.

11. Default By Participating Person: In the event a person named in **Exhibit B-3** elects to participate under Paragraph 9.1, but fails or refuses to pay, to secure the payment or to make an arrangement with the Unit Operator for the payment of such person's proportionate part of the estimated Completed-for-Production costs as set forth herein, all within the time and in the manner as prescribed in this Order, then such person shall be deemed to have withdrawn his election to participate and shall be deemed to have elected to accept as satisfaction in full for such person's right, interests, and claims in and to the Gas the consideration provided in Paragraph 9.2 above for which his interest qualifies depending on the excess burdens attached to such interest. Whereupon, any cash bonus consideration due as a result of such deemed election shall be tendered, paid or escrowed by Unit Operator within one hundred twenty (120) days after the last day on which such defaulting person under this Order should have paid his proportionate part of such cost or should have made satisfactory arrangements for the payment thereof. When such cash bonus consideration is paid or escrowed, it shall be satisfaction in full for the right, interests, and claims of such person in and to the Gas underlying Subject Drilling Unit in the Subject Lands covered hereby, except, however, for any 1/8th royalties which would become due pursuant to Paragraph 9.2 hereof.

12. Assignment of Interest: In the event a person named in **Exhibit B-3** is unable to reach a voluntary agreement to share in the Well development and operation in Subject Drilling Unit at a rate of payment agreed to mutually by said Gas Owner or Claimant and the Unit Operator, and said person elects or fails to elect to do other than participate under Paragraph 9.1 above in the Well development and operation in Subject Drilling Unit, then such person shall be deemed to have and shall have assigned unto Unit Operator such person's right, interests, and claims in and to said Well, in Subject Formations in Subject Drilling Unit, and other share in and to Gas production to which such person may be entitled by reason of any election or deemed election hereunder in accordance with the provisions of this Order governing said elections.

13. Unit Operator (or Operator): **CNX Gas Company LLC** shall be and hereby is designated as Unit Operator authorized to drill and operate the Well(s) in Subject Formations in Subject Drilling Unit, all subject to the permit provisions contained in Va. Code §§ 45.1-361.27 et seq.; §§ 4 VAC 25-150 et seq., Gas and Oil Regulations; §§ 4 VAC 25-160 et seq., Virginia Gas and Oil Board Regulations; Oil and Gas Conservation Board ("OGCB") Order establishing the Nora Coal Bed Gas Field Rules, entered March 26, 1989; all

as amended from time to time, and all elections required by this Order shall be communicated to Unit Operator in writing at the address shown below:

CNX Gas Company LLC
P.O. Box 947
Bluefield, VA 24605
Attn: Leslie K. Arrington

14. Commencement of Operations: Unit Operator shall commence or cause to commence operations for the drilling of the Well within Subject Drilling Unit within seven hundred thirty (730) days from the date of this Order, and shall prosecute the same with due diligence. If the Unit Operator has not so commenced and/or prosecuted, then this order shall terminate, except for any cash sums then payable hereunder; otherwise, unless sooner terminated by Order of the Board, this Order shall expire at 12:00 p.m. on the date on which the well covered by this Order is permanently abandoned and plugged. However, in the event an appeal is taken from this Order, then the time between the filing of the Petition for Appeal and the Final Order of the Circuit Court shall be excluded in calculating the two-year period referenced herein.

15. Operator's Lien: Unit Operator, in addition to the other rights afforded hereunder, shall have a lien and a right of set off on the Gas estates, rights, and interests owned by any person subject hereto who elects to participate under Paragraph 9.1 in the Subject Drilling Unit to the extent that costs incurred in the drilling or operation on the Subject Drilling Unit are a charge against such person's interest. Such liens and right of set off shall be separable as to each separate person and shall remain liens until the Unit Operator drilling or operating the Well(s) has been paid the full amounts due under the terms of this Order.

16. Escrow Provisions:

The Applicant represented to the Board that there **are** unknown or unlocatable claimants in **Tracts(s) 1C and 2A** of the Subject Drilling Unit; and, the Unit Operator has represented to the Board that there **are** conflicting claimants in **Tracts(s) 1A, 1B, 1C, 2A, 2B and 2C** of the Subject Drilling Unit whose payments are subject to the provisions of Paragraph 16.2 hereof. Therefore, by this Order, the Escrow Agent named herein or any successor named by the Board, **is** required to establish an interest-bearing escrow account for **Tracts 1A, 1B, 1C, 2A, 2B and 2C** of the Subject Drilling Unit (herein "Escrow Account"), and to receive and account to the Board pursuant to its agreement for the escrowed funds hereafter described in Paragraphs 16.1 and 16.2:

Wachovia Bank
Corporate Trust PA 1328
123 South Broad Street
Philadelphia, PA 19109-1199
Attention: Rachel Rafferty

16.1. Escrow Provisions For Unknown or Unlocatable Persons: If any payment of bonus, royalty payment or other payment due and owing

under this Order cannot be made because the person entitled thereto cannot be located or is unknown, then such cash bonus, royalty payment, or other payment shall not be commingled with any funds of the Unit Operator and, pursuant to Va. Code § 45.1-361.21.D, said sums shall be deposited by the Unit Operator into the Escrow Account, commencing within one hundred twenty (120) days of recording of this Order, and continuing thereafter on a monthly basis with each deposit to be made, by use of a report format approved by the Inspector, by a date which is no later than sixty (60) days after the last day of the month being reported and/or for which funds are being deposited. Such funds shall be held for the exclusive use of, and sole benefit of the person entitled thereto until such funds can be paid to such person(s) or until the Escrow Agent relinquishes such funds as required by law or pursuant to Order of the Board in accordance with Va. Code § 45.1-361.21.D.

- 16.2 Escrow Provisions For Conflicting Claimants: If any payment of bonus, royalty payment, proceeds in excess of ongoing operational expenses, or other payment due and owing under this Order cannot be made because the person entitled thereto cannot be made certain due to conflicting claims of ownership and/or a defect or cloud on the title, then such cash bonus, royalty payment, proceeds in excess of ongoing operational expenses, or other payment, together with Participating Operator's Proportionate Costs paid to Unit Operator pursuant to Paragraph 9.1 hereof, if any, (1) shall not be commingled with any funds of the Unit Operator; and (2) shall, pursuant to Va. Code §§ 45.1-361.22.A.2, 45.1-361.22.A.3 and 45.1-361.22.A.4, be deposited by the Operator into the Escrow Account within one hundred twenty (120) days of recording of this Order, and continuing thereafter on a monthly basis with each deposit to be made by a date which is no later than sixty (60) days after the last day of the month being reported and/or for which funds are subject to deposit. Such funds shall be held for the exclusive use of, and sole benefit of, the person entitled thereto until such funds can be paid to such person(s) or until the Escrow Agent relinquishes such funds as required by law or pursuant to Order of the Board.

17. Special Findings: The Board specifically and specially finds:

- 17.1. Applicant is **CNX Gas Company LLC**, a Virginia limited liability company, is duly authorized and qualified to transact business in the Commonwealth of Virginia;
- 17.2. **CNX Gas Company LLC** has the authority to explore, develop and maintain the properties and assets, now owned or hereafter acquired, consented to serve as Coalbed Methane Gas Unit Operator for Subject Drilling Unit and to faithfully discharge the duties imposed upon it as Unit Operator by statute and regulations
- 17.3. **CNX Gas Company LLC** is an operator in the Commonwealth of Virginia, and has satisfied the Board's requirements for operations in Virginia;

- 17.4 Applicant, **CNX Gas Company LLC** claims ownership of gas leases, Coalbed Methane Gas leases, and/or coal leases representing **98.6569** percent of the oil and gas interest/claims in and to Coalbed Methane Gas and **100.00** percent of the coal interest/claims in and to Coalbed Methane Gas in Subject Drilling Unit; and, Applicant claims the right to explore for, develop and produce Coalbed Methane Gas from Subject Formations in Subject Drilling Unit in **Buchanan & Russell** Counties, Virginia, which Subject Lands are more particularly described in **Exhibit A**;
- 17.5. The estimated total production from Subject Drilling Unit is **125 to 550 MMCF**. The estimated amount of reserves from the Subject Drilling Unit is **125 to 550 MMCF**;
- 17.6. Set forth in **Exhibit B-3**, is the name and last known address of each Owner or Claimant identified by the Applicant as having or claiming an interest in the Coalbed Methane Gas in Subject Formation in Subject Drilling Unit underlying and comprised of Subject Lands, who has not, in writing, leased to the Applicant or the Unit Operator or agreed to voluntarily pool his interests in Subject Drilling Unit for its development. The interests of the Respondents listed in **Exhibit B-3** comprise **1.3431** percent of the oil and gas interests/claims in and to Coalbed Methane Gas and **0.00** percent of the coal interests/claims in and to Coalbed Methane Gas in Subject Drilling Unit;
- 17.7 Applicant's evidence established that the fair, reasonable and equitable compensation to be paid to any person in lieu of the right to participate in the Wells are those options provided in Paragraph 9 above;
- 17.8 The relief requested and granted is just and reasonable, is supported by substantial evidence and will afford each person listed and named in **Exhibit B-3** hereto the opportunity to recover or receive, without unnecessary expense, such person's just and fair share of the production from Subject Drilling Unit. The granting of the Application and relief requested therein will ensure to the extent possible the greatest ultimate recovery of Coalbed Methane Gas, prevent or assist in preventing the various types of waste prohibited by statute and protect or assist in protecting the correlative rights of all persons in the subject common sources of supply in the Subject Lands. Therefore, the Board is entering an Order granting the relief herein set forth.
18. Mailing Of Order And Filing Of Affidavit: Applicant or its Attorney shall file an affidavit with the Secretary of the Board within sixty (60) days after the date of recording of this Order stating that a true and correct copy of said Order was mailed within seven (7) days from the date of its receipt by Unit Operator to each Respondent named in **Exhibit B-3** pooled by this Order and whose address is known.
19. Availability of Unit Records: The Director shall provide all persons not subject to a lease with reasonable access to all records for Subject Drilling Unit which are submitted by the Unit Operator to said

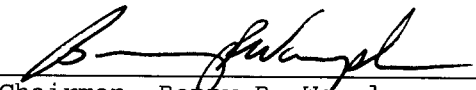
Director and/or his Inspector(s).

20. Conclusion: Therefore, the requested relief and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.

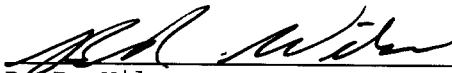
21. Appeals: Appeals of this Order are governed by the provisions of Va. Code Ann. § 45.1-361.9 which provides that any order or decision of the Board may be appealed to the appropriate circuit court.

22. Effective Date: This Order shall be effective as of the date of the Board's approval of this Application, which is set forth at Paragraph 1 above.

DONE AND EXECUTED this 15th day of June, 2005, by a majority of the Virginia Gas and Oil Board.


Chairman, Benny R. Wampler

DONE AND PERFORMED this 17th day of June, 2005 by Order of this Board.


B. R. Wilson
Principal Executive To The Staff
Virginia Gas and Oil Board

STATE OF VIRGINIA)
COUNTY OF WISE)

Acknowledged on this 15th day of June, 2005, personally before me a notary public in and for the Commonwealth of Virginia, appeared Benny Wampler, being duly sworn did depose and say that he is Chairman of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.


Notary Public

My commission expires: 7-31-06

STATE OF VIRGINIA)
COUNTY OF WASHINGTON)

Acknowledged on this 17th day of June, 2005 personally

before me a notary public in and for the Commonwealth of Virginia, appeared B. R. Wilson, being duly sworn did depose and say that he is Principal Executive to the Staff of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.

Diane J. Pauls

Notary Public

My commission expires:

9/30/05

Order Recorded Under Code of
Virginia Section 45.1-361.26

PROPERTY LINES SHOWN WERE TAKEN FROM MAPS PROVIDED BY CNX LAND RESOURCES, Inc. AND WERE NOT SURVEYED

BOOK 633 PAGE 0627

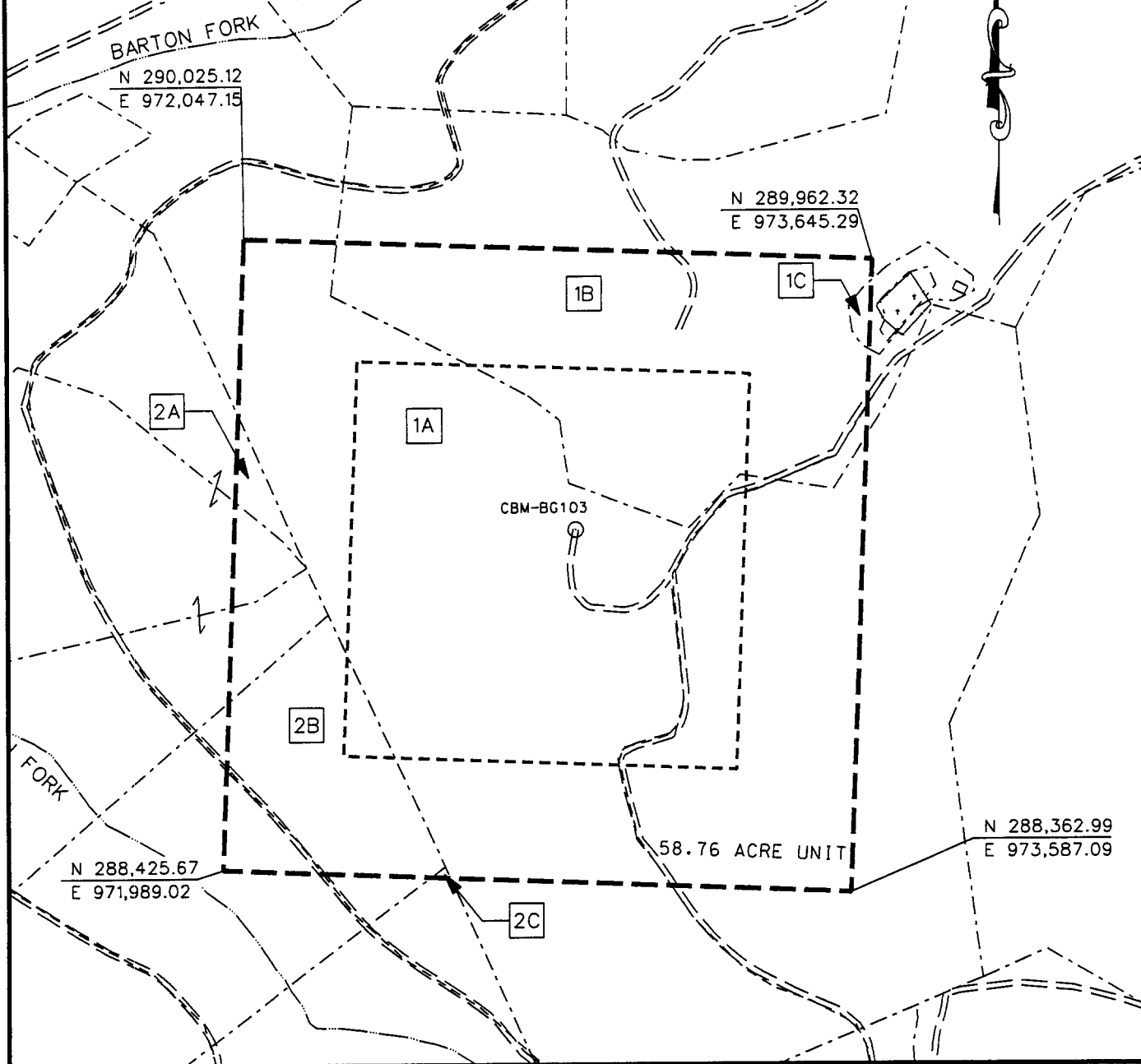


EXHIBIT A
NORA FIELD
UNIT BG-103
FORCE POOLING
VGOB-05-0215-1401

Company CNX Gas Company LLC Well Name and Number UNIT BG103
Tract No. _____ Elevation _____ Quadrangle Big A Mountain
County Buchanan/Russell District Hurricane/New Garden Scale: 1" = 400' Date 6/12/05
This plat is a new plat X ; an updated plat _____ ; or a final plat _____

Form DGO-GO-7
Rev. 9/91

Charles D. Ray
Licensed Professional Engineer or Licensed Land Surveyor

(Affix Seal)

CNX Gas Company LLC**UNIT BG103****Tract Identifications****(58.76 Acre Unit)**

- 1A. Tazewell Coal and Iron Company (Andrew J. Owens 205.75 Acre Tract) – Coal**
CNX Gas Company LLC – CBM Leased
Gent Enterprise OR Tazewell Coal and Iron Company – All Minerals except Coal
CNX Gas Company LLC – Oil, Gas and CBM Leased
Gent Enterprise - Surface
36.65 acres 62.3724%
- 1B. Tazewell Coal and Iron Company (Andrew J. Owens 205.75 Acre Tract) – Coal**
CNX Gas Company LLC – CBM Leased
Randall Hillman, et al OR Tazewell Coal and Iron Company – All Minerals except Coal
CNX Gas Company LLC – Oil, Gas and CBM Leased
Randall Hillman, et al - Surface
14.29 acres 24.3193%
- 1C. Tazewell Coal and Iron Company (Andrew J. Owens 205.75 Acre Tract) – Coal**
CNX Gas Company LLC – CBM Leased
Louisa Clark Heirs OR Tazewell Coal and Iron Company – All Minerals except Coal
CNX Gas Company LLC – Oil, Gas and CBM Leased
Louisa Clark Heirs - Surface
0.15 acres 0.2553%
- 2A. Tazewell Coal and Iron Company (J. S. Gillespie 198.20 Acre Tract) – Coal**
CNX Gas Company LLC – CBM Leased
Arthritis Foundation, et al – All Minerals except Coal
Nadyne K. Combs – Surface
2.08 acres 3.5398%
- 2B. Tazewell Coal and Iron Company (J. S. Gillespie 198.20 Acre Tract) – Coal**
CNX Gas Company LLC – CBM Leased
Nadyne K. Combs OR Tazewell Coal and Iron Company – All Minerals except Coal
CNX Gas Company LLC – Oil, Gas and CBM Leased
Nadyne K. Combs - Surface
5.57 acres 9.4792%
- 2C. Tazewell Coal and Iron Company (J. S. Gillespie 198.20 Acre Tract) – Coal**
CNX Gas Company LLC – CBM Leased
Tazewell Coal and Iron Company OR Garden Realty Corporation – Surface and All Minerals except Coal
CNX Gas Company LLC – Oil, Gas and CBM Leased
0.02 acres 0.0340%

Docket #VGOB 05-0215-1401
List of Unleased Owners/Claimants
(58.77 Acre Unit)

	Acres in Unit	Percent of Unit
II. OIL & GAS FEE OWNERSHIP		
<u>Tract #1C, 0.15 acres</u>		
(1) Louisa Clark Heirs, Devisees, Successors or Assigns	0.15 acres	0.2552%
(h) Timmy Lockhart Address Unknown	0.004 1/36 of 0.15 acres	0.0071%
(i) Michelle Lockhart Connell 168 School Lane Toano, VA 23168	0.004 1/36 of 0.15 acres	0.0071%
<u>Tract #2A, 2.08 acres</u>		
Arthritis Foundation, et al. (Logan W. Jackson Heirs, Devisees, Successors or Assigns)	2.08 acres	3.5392%
(1) Lou Emma Combs Heirs, Devisees, Successors or Assigns (1/5)		
(3) Albert Combs Heirs, Devisees, Successors or Assigns		
(e) Gay Logan Heirs, Devisees, Successors or Assigns		
(e.5) Jan L. Deal 309 Estate Lane Butler, PA 16001	0.0021 acres 1/980 of 2.08 acres	0.0036%
(e.7) Pamela Shearer 112 Opal Court Cranberry, PA 16066	0.0021 acres 1/980 of 2.08 acres	0.0036%
(2) Pearl Inez Worley Heirs, Devisees, Successors or Assigns (1/5)		
(3) Marvin Whorley Heirs, Devisees, Successors or Assigns		
(b) Wilma J. Bowyer P.O. Box 904, Willow Bend Road Union, WV 24983	0.0139 acres 1/150 of 2.08 acres	0.0236%
(e) Linda Christoff 3762 Station Drive Kennesaw, GA 30144	0.0139 acres 1/150 of 2.08 acres	0.0236%
(4) Hattie Burton Heirs, Devisees, Successors or Assigns		
(a) Charlotte Miller Rt.2 Box 117 Sinks Grove, WV 24976	0.0166 acres 1/125 of 2.08 acres	0.0283%

Docket #VGOB 05-0215-1401
List of Unleased Owners/Claimants
(58.77 Acre Unit)

	Acres in Unit	Percent of Unit
(e) Jettie Marie Ray Heirs, Devisees, Successors or Assigns		
(e.1) Carol Goodman P.O. Box 47 Williamsburg, VA 24991	0.0083 acres 1/250 of 2.08 acres	0.0142%
(e.2) Donna Blanco 21354 Fultanhams Circle Ashburn, VA 20147	0.0083 acres 1/250 of 2.08 acres	0.0142%
(3) Celia Compton Heirs, Devisees, Successors or Assigns (1/5)		
(1) Callie Kestner Heirs, Devisees, Successors or Assigns Heirs / Addresses Unknown	0.0693 acres 1/30 of 2.08 acres	0.1180%
(2) Monnie Turkette Heirs, Devisees, Successors or Assigns		
(a) Bessie Turkette 1415 South Lombard Avenue Cicero, IL 60804	0.0116 acres 1/180 of 2.08 acres	0.0197%
(b) Juanita Holmes Heirs, Devisees, Successors or Assigns Heirs / Addresses Unknown	0.0116 acres 1/180 of 2.08 acres	0.0197%
(c) Virginia Dye Heirs, Devisees, Successors or Assigns		
(c.1) William Dye Address Unknown	0.0039 acres 1/540 of 2.08 acres	0.0066%
(c.2) Randolph Dye Address Unknown	0.0039 acres 1/540 of 2.08 acres	0.0066%
(c.3) Michael Dye Address Unknown	0.0039 acres 1/540 of 2.08 acres	0.0066%
(d) Arthur Turkette Heirs, Devisees, Successors or Assigns		
(d.1) Arthur Turkette 8807 Hawthorne Lane T4 Laurel, MD 20708	0.0116 acres 1/180 of 2.08 acres	0.0197%
(e) Thomas Jackson Turkette Heirs, Devisees, Successors or Assigns		
(e.3) Frederick Harry Turkette 1584 Benzie Highway Benzonia, MI 49616	0.0019 acres 1/1080 of 2.08 acres	0.0033%

Docket #VGOB 05-0215-1401
List of Unleased Owners/Claimants
(58.77 Acre Unit)

	Acres in Unit	Percent of Unit
(e.4) Brenda Combs 960 Brookwood Lane Rochester, MI 48309	0.0019 acres 1/1080 of 2.08 acres	0.0033%
(e.5) Lana Lee Turkette Address Unknown	0.0019 acres 1/1080 of 2.08 acres	0.0033%
(f) Fielden Turkette Heirs, Devisees, Successors or Assigns		
(f.3) Larry Fielden Turkette Heirs, Devisees, Successors or Assigns		
(f.3.1) Linda Turkett, widow 1126 Cymar Drive East Beavercreek, OH 45434	0.0039 acres 1/540 of 2.08 acres	0.0066%
(3) Bessie Kiser Heirs, Devisees, Successors or Assigns		
(a) Rawle Kiser 408 Ridgefields Road Kingsport, TN 37660	0.0347 acres 1/60 of 2.08 acres	0.0590%
(b) Fayrene Stump Heirs, Devisees, Successors or Assigns		
(b.1) Ellis Stump, widower 125 Lakeview Circle Kingsport, TN 37663	0.0347 acres 1/60 of 2.08 acres	0.0590%
(5) Electa Hale Heirs, Devisees, Successors or Assigns		
(a) Carl Hale Heirs, Devisees, Successors or Assigns		
(a.1) Edward Hale 131 Augusta Avenue Akron, OH 44302	0.0099 acres 1/210 of 2.08 acres	0.0169%
(6) Logan Compton Heirs, Devisees, Successors or Assigns Heirs / Addresses Unknown	0.0693 acres 1/30 of 2.08 acres	0.1180%
(4) Virginia Caroline Boyd Heirs, Devisees, Successors or Assigns (1/5)		
(4) Earl Boyd Heirs, Devisees, Successors or Assigns		
(d) Monette Boyd Heirs, Devisees, Successors or Assigns Heirs / Addresses Unknown	0.0260 acres 1/80 of 2.08 acres	0.0442%
(5) Arthritis Foundation 3805 Cutshaw Avenue, Suite 200 Richmond, VA 23230	0.4160 acres 1/5 of 2.08 acres	0.7078%

EXHIBIT C
UNIT: BG-103
VGOB: 05-0215-1401
ESTIMATED / ACTUAL COST

CODE	ITEM	AMOUNT / FT.	UNIT PRICE \$/ FT.	LABOR / MISC.	SUBTOTAL	TOTAL
101	Site Preparation				\$15,733.14	\$15,733.14
102	Survey & Permits				\$9,140.00	\$9,140.00
104	Gravel for Location				\$4,955.69	\$4,955.69
108	Row Clearing				\$0.00	\$0.00
111	Logging/Perf				\$0.00	\$0.00
111	A: Electric Logging - Top Hole	475	\$0.90	\$200.00	\$627.50	\$627.50
111	C: Electric Logging - Bottom Hole	2243.76	\$0.90	\$200.00	\$2,219.38	\$2,219.38
	D: Bond Logging				\$1,000.00	\$1,000.00
112	Rental Tools					\$0.00
114	Cement & Cement Svcs.					\$0.00
116	Drilling :					
116	A : DRILLING				\$50,485.55	\$50,485.55
116A	B : CASING					
116B	1:13 3/8"	33.15	\$18.20		\$603.33	\$603.33
116C	2: 9 5/8"		\$6.80		\$0.00	\$0.00
116D	3: 7"	442	\$4.10		\$1,812.20	\$1,812.20
120	Trucking				\$0.00	\$0.00
124	Packer w/ Fittings,Baffles				\$3,100.00	\$3,100.00
128	Pit Liner & Reclamation				\$958.12	\$958.12
130	Completion				\$9,500.00	\$9,500.00
132	Treatment (Frac)				\$70,000.00	\$70,000.00
134	Frac Water				\$0.00	\$0.00
138	Electrical Installation				\$10,000.00	\$10,000.00
178	Right of Way & Damages				\$0.00	\$0.00
186	Miscellaneous Labor				\$0.00	\$0.00
201	Production Casing	2505.53			\$16,584.98	\$16,584.98
203	Casing Other					\$0.00
205	Casing Head - 7" x 4 1/2"				\$315.00	\$315.00
205	Casing Head - 4 1/2" x 2 3/8"				\$175.00	\$175.00
207	Pumping Unit				\$4,350.00	\$4,350.00
209	Controllable Material				\$0.00	\$0.00
211	Tubing/Rods				\$0.00	\$0.00
213	Pumping Unit Base				\$0.00	\$0.00
215	Pumping Unit Base				\$0.00	\$0.00
217	Downhole Pump				\$1,100.00	\$1,100.00
221	Brine Tank				\$0.00	\$0.00
223	Misc. Valves & Fittings				\$0.00	\$0.00
224	Well Pkges/Downhole Pump				\$0.00	\$0.00
225	Misc. Noncontrol Mat				\$0.00	\$0.00
228	Electrical Installation				\$0.00	\$0.00
264	Separator				\$0.00	\$0.00
266	Brine Tanks				\$0.00	\$0.00
268	Valves & Fittings				\$800.00	\$800.00
272	Installation of Pipe / Coll				\$0.00	\$0.00
	Total Project Cost - SSI				\$203,459.89	\$203,459.89

Well: BG103

Note: The costs in bold are "actual" costs.

Permit No.: 6393

Total Depth: 2718.76 FEET

Prepared By:



Date:

1-13-05

Docket #VGOB 05-0215-1401

List of Conflicting Owners/Claimants that require escrow
(58.76 Acre Unit)

	Acres in Unit	Percent of Unit
<u>Tract #1A, 36.65 acres</u>		
<u>COAL FEE OWNERSHIP</u>		
(1) Tazewell Coal & Iron Company c/o John W. Gillespie P. O. Box 675 Tazewell, VA 24651	36.65 acres	62.3724%
<u>OIL & GAS FEE OWNERSHIP</u>		
(1) Gent Enterprises P.O. Box 330 Honaker, VA 24260	36.65 acres	62.3724%
- OR -		
(1) Tazewell Coal & Iron Company c/o John W. Gillespie P. O. Box 675 Tazewell, VA 24651	36.65 acres	62.3724%
<u>Tract #1B, 14.29 acres</u>		
<u>COAL FEE OWNERSHIP</u>		
(1) Tazewell Coal & Iron Company c/o John W. Gillespie P. O. Box 675 Tazewell, VA 24651	14.29 acres	24.3193%
<u>OIL & GAS FEE OWNERSHIP</u>		
(1) Randall Hillman, et al. P.O. Box 1076 Honaker, VA 24260	14.29 acres	24.3193%
- OR -		
(1) Tazewell Coal & Iron Company c/o John W. Gillespie P. O. Box 675 Tazewell, VA 24651	14.29 acres	24.3193%
<u>Tract #1C, 0.15 acres</u>		
<u>COAL FEE OWNERSHIP</u>		
(1) Tazewell Coal & Iron Company c/o John W. Gillespie P. O. Box 675 Tazewell, VA 24651	0.15 acres	0.2553%
<u>OIL & GAS FEE OWNERSHIP</u>		
(1) Louisa Clark Heirs, Devisees, Successors or Assigns	0.15 acres	0.2553%

Docket #VGOB 05-0215-1401

List of Conflicting Owners/Claimants that require escrow
(58.76 Acre Unit)

	Acres in Unit	Percent of Unit
(a) Lester Clark P.O. Box 897 Honaker, VA 24260	0.050 1/3 of 0.15 acres	0.0851%
(b) Lola Gay Childress P.O. Box 1204 Honaker, VA 24260	0.050 1/3 of 0.15 acres	0.0851%
(c) Dallas Wayne Thomas P.O. Box 1622 Honaker, VA 24260	0.008 1/18 of 0.15 acres	0.0142%
(d) Ronald Lee Thomas P.O. Box 1981 Honaker, VA 24260	0.008 1/18 of 0.15 acres	0.0142%
(e) Ricky Jay Thomas Rt.2 Box 581 Honaker, VA 24260	0.008 1/18 of 0.15 acres	0.0142%
(f) Harold Dean Thomas Rt.2 Box 583 Honaker, VA 24260	0.008 1/18 of 0.15 acres	0.0142%
(g) Connie Lloyd Box 13504 Fall Hill Road Abingdon, VA 24210	0.008 1/18 of 0.15 acres	0.0142%
(h) Timmy Lockhart Address Unknown	0.004 1/36 of 0.15 acres	0.0071%
(i) Michelle Lockhart Connell 168 School Lane Toano, VA 23168	0.004 1/36 of 0.15 acres	0.0071%
- OR -		
(1) Tazewell Coal & Iron Company c/o John W. Gillespie P. O. Box 675 Tazewell, VA 24651	0.15 acres	0.2553%

Tract #2A, 2.08 acresCOAL FEE OWNERSHIP

(1) Tazewell Coal & Iron Company c/o John W. Gillespie P. O. Box 675 Tazewell, VA 24651	2.08 acres	3.5398%
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OIL & GAS FEE OWNERSHIP

Arthritis Foundation, et al. (Logan W. Jackson Heirs, Devisees, Successors or Assigns)	2.08 acres	3.5398%
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Docket #VGOB 05-0215-1401
List of Conflicting Owners/Claimants that require escrow
(58.76 Acre Unit)

	Acres in Unit	Percent of Unit
(1) Lou Emma Combs Heirs, Devisees, Successors or Assigns (1/5)		
(1) Charlie Combs Heirs, Devisees, Successors or Assigns		
(a) Ivanelle Combs P.O. Box 362 Galax, VA 24333	0.0520 acres 1/40 of 2.08 acres	0.0885%
(b) Lou Holden 3313 Grassmere Drive Lexington, KY 40503	0.0520 acres 1/40 of 2.08 acres	0.0885%
(2) Tolbert Combs Heirs, Devisees, Successors or Assigns		
(a) Charlie I. Combs HC4 Box 714 Honaker, VA 24260	0.0130 acres 1/160 of 2.08 acres	0.0221%
(b) Tolbert Combs, Jr. HC4 Box 285 Council, VA 24260	0.0130 acres 1/160 of 2.08 acres	0.0221%
(c) Paul W. Combs 1217 Whitetop Road Bluff City, TN 37618	0.0130 acres 1/160 of 2.08 acres	0.0221%
(d) Randall L. Combs Rt.1 Box 187B Vansant, VA 24656	0.0130 acres 1/160 of 2.08 acres	0.0221%
(e) Dolly Blankenship Heirs, Devisees, Successors or Assigns		
(e.1) Billy Edd Blankenship Rt.2 Box 378 Honaker, VA 24260	0.0130 acres 1/160 of 2.08 acres	0.0221%
(f) Betty Hess Rt.2 Box 432 Honaker, VA 24260	0.0130 acres 1/160 of 2.08 acres	0.0221%
(g) Geneva McGlothlin Box 1241 Honaker, VA 24260	0.0130 acres 1/160 of 2.08 acres	0.0221%
(h) Herbert Combs Heirs, Devisees, Successors or Assigns		
(h.1) Rosella Combs 396 Trunk Drive Dayton, OH 45431	0.0130 acres 1/160 of 2.08 acres	0.0221%
(3) Albert Combs Heirs, Devisees, Successors or Assigns		

Docket #VGOB 05-0215-1401

List of Conflicting Owners/Claimants that require escrow
(58.76 Acre Unit)

	Acres in Unit	Percent of Unit
(a) Farley Combs HC4 Box 176 Bee, VA 24217	0.0149 acres 1/140 of 2.08 acres	0.0253%
(b) Pauline Compton HC4 Box 772 Council, VA 24260	0.0149 acres 1/140 of 2.08 acres	0.0253%
(c) Schola Fogleman Rt.1 Box 430N Lebanon, VA 24266	0.0149 acres 1/140 of 2.08 acres	0.0253%
(d) William Combs Heirs, Devisees, Successors or Assigns		
(d.1) Patricia A. Combs 63 Blossom Court Fairborn, OH 45324	0.0149 acres 1/140 of 2.08 acres	0.0253%
(e) Gay Logan Heirs, Devisees, Successors or Assigns		
(e.1) Rita Miller 106 Beach Road Petroia, PA 16050	0.0021 acres 1/980 of 2.08 acres	0.0036%
(e.2) Barbara S. Southwell Rt.1 Box 265 Clinton, OK 73601	0.0021 acres 1/980 of 2.08 acres	0.0036%
(e.3) Betty C. Hightower 409 Offing Drive Fayetteville, NC 28314	0.0021 acres 1/980 of 2.08 acres	0.0036%
(e.4) Jerry D. Logan 2718 Oneida Valley Road Parker, PA 16049	0.0021 acres 1/980 of 2.08 acres	0.0036%
(e.5) Jan L. Deal 309 Estate Lane Butler, PA 16001	0.0021 acres 1/980 of 2.08 acres	0.0036%
(e.6) Jean A. Cubbage 619 Bruin Road Petroia, PA 16050	0.0021 acres 1/980 of 2.08 acres	0.0036%
(e.7) Pamela Shearer 112 Opal Court Cranberry, PA 16066	0.0021 acres 1/980 of 2.08 acres	0.0036%
(f) Blanche Foleno Heirs, Devisees, Successors or Assigns		
(f.1) Roscoe Foleno, Jr. Rt.1 Box 69 Hiltons, VA 24258	0.0050 acres 1/420 of 2.08 acres	0.0084%

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List of Conflicting Owners/Claimants that require escrow
(58.76 Acre Unit)

	Acres in Unit	Percent of Unit
(f.2) Keith Foleno P.O. Box 669 Honaker, VA 24260	0.0050 acres 1/420 of 2.08 acres	0.0084%
(f.3) Barry Lee Foleno P.O. Box 934 Lebanon, VA 24266	0.0050 acres 1/420 of 2.08 acres	0.0084%
(g) Clyde Combs Heirs, Devisees, Successors or Assigns		
(g.1) Angeline Combs, widow HC4 Box 618 Council, VA 24260	0.0149 acres 1/140 of 2.08 acres	0.0253%
(4) Rassie McGlothlin Heirs, Devisees, Successors or Assigns		
(a) Edna Lucille Dawson 136 Hill Street Tazewell, VA 24651	0.0130 acres 1/160 of 2.08 acres	0.0221%
(b) Branch McGlothlin Heirs, Devisees, Successors or Assigns		
(b.1) Frances Ann McGlothlin 1600 Indian Creek Road Cedar Bluff, VA 24609	0.0130 acres 1/160 of 2.08 acres	0.0221%
(c) Dallas McGlothlin Heirs, Devisees, Successors or Assigns		
(c.1) Rose McGlothlin, widow 104 Sunnyside Drive Tazewell, VA 24651	0.0130 acres 1/160 of 2.08 acres	0.0221%
(d) Euva Dane Lyons 106 Shady Lane North Tazewell, VA 24630	0.0130 acres 1/160 of 2.08 acres	0.0221%
(e) Bobby Curtis McGlothlin 933 Finney Drive Vinton, VA 24179	0.0130 acres 1/160 of 2.08 acres	0.0221%
(f) Shirley Patrick c/o Rick Baldwin 3017 Embassy Drive Roanoke, VA 24019	0.0130 acres 1/160 of 2.08 acres	0.0221%
(g) Glenna Ruth Couch P.O. Box 28 Mountain City, TN 37683	0.0130 acres 1/160 of 2.08 acres	0.0221%
(h) Sandra Puckett 119 Royal Street Richlands, VA 24641	0.0130 acres 1/160 of 2.08 acres	0.0221%
(2) Pearl Inez Worley Heirs, Devisees, Successors or Assigns (1/5)		

Docket #VGOB 05-0215-1401

List of Conflicting Owners/Claimants that require escrow
(58.76 Acre Unit)

		Acres in Unit	Percent of Unit
(1)	Douglas A. Worley, POA for Elonza S. Worley P.O. Box 266 Montvale, VA 24122	0.0832 acres 1/25 of 2.08 acres	0.1416%
(2)	William T. Whorley Heirs, Devisees, Successors or Assigns		
(a)	Vernie Whorley, widow Rt.1 Box 4 Greenville, WV 24945	0.0832 acres 1/25 of 2.08 acres	0.1416%
(3)	Marvin Whorley Heirs, Devisees, Successors or Assigns		
(a)	Richard Lee Whorley Box 155 Fort Montgomery, NY 10922	0.0139 acres 1/150 of 2.08 acres	0.0236%
(b)	Wilma J. Bowyer P.O. Box 904, Willow Bend Road Union, WV 24983	0.0139 acres 1/150 of 2.08 acres	0.0236%
(c)	James A. Whorley Rt.2 Box 225 Peterstown, WV 24963	0.0139 acres 1/150 of 2.08 acres	0.0236%
(d)	Michael L. Whorley 1807 Mount Vernon Street Waynesboro, VA 22980	0.0139 acres 1/150 of 2.08 acres	0.0236%
(e)	Linda Christoff 3762 Station Drive Kennesaw, GA 30144	0.0139 acres 1/150 of 2.08 acres	0.0236%
(f)	Marvin Anthony Whorley 5011 Serenity Drive Mooreburg, TN 37811	0.0139 acres 1/150 of 2.08 acres	0.0236%
(4)	Hattie Burton Heirs, Devisees, Successors or Assigns		
(a)	Charlotte Miller Rt.2 Box 117 Sinks Grove, WV 24976	0.0166 acres 1/125 of 2.08 acres	0.0283%
(b)	Joyce Orth-Shimp 212 S. DuPont Road Wilmington, DE 19805	0.0166 acres 1/125 of 2.08 acres	0.0283%
(c)	Omar Gentry Burton 3314 Old Capital Trail, Apt #L6 Wilmington, DE 19808	0.0166 acres 1/125 of 2.08 acres	0.0283%
(d)	Ernestine Trader 2016 Naamans Road, Apt #B Wilmington, DE 19810	0.0166 acres 1/125 of 2.08 acres	0.0283%

	Acres in Unit	Percent of Unit
(e) Jettie Marie Ray Heirs, Devisees, Successors or Assigns		
(e.1) Carol Goodman P.O. Box 47 Williamsburg, VA 24991	0.0083 acres 1/250 of 2.08 acres	0.0142%
(e.2) Donna Blanco 21354 Fultanhams Circle Ashburn, VA 20147	0.0083 acres 1/250 of 2.08 acres	0.0142%
(5) Sally Poff 1 Front Avenue Salem, VA 24153	0.0832 acres 1/25 of 2.08 acres	0.1416%
(3) Celia Compton Heirs, Devisees, Successors or Assigns (1/5)		
(1) Callie Kestner Heirs, Devisees, Successors or Assigns Heirs / Addresses Unknown	0.0693 acres 1/30 of 2.08 acres	0.1180%
(2) Monnie Turkette Heirs, Devisees, Successors or Assigns		
(a) Bessie Turkette 1415 South Lombard Avenue Cicero, IL 60804	0.0116 acres 1/180 of 2.08 acres	0.0197%
(b) Juanita Holmes Heirs, Devisees, Successors or Assigns Heirs / Addresses Unknown	0.0116 acres 1/180 of 2.08 acres	0.0197%
(c) Virginia Dye Heirs, Devisees, Successors or Assigns		
(c.1) William Dye Address Unknown	0.0039 acres 1/540 of 2.08 acres	0.0066%
(c.2) Randolph Dye Address Unknown	0.0039 acres 1/540 of 2.08 acres	0.0066%
(c.3) Michael Dye Address Unknown	0.0039 acres 1/540 of 2.08 acres	0.0066%
(d) Arthur Turkette Heirs, Devisees, Successors or Assigns		
(d.1) Arthur Turkette 8807 Hawthorne Lane T4 Laurel, MD 20708	0.0116 acres 1/180 of 2.08 acres	0.0197%
(e) Thomas Jackson Turkette Heirs, Devisees, Successors or Assigns		
(e.1) Evan Thomas Turkette 8805 D.G. Collins Road Austin, TX 78744	0.0019 acres 1/1080 of 2.08 acres	0.0033%

Docket #VGOB 05-0215-1401

List of Conflicting Owners/Claimants that require escrow
(58.76 Acre Unit)

	Acres in Unit	Percent of Unit
(e.2) Charles Turkette Heirs, Devisees, Successors or Assigns		
(e.2.1) Dolores Turkette, widow 1150 Rochawies Drive Oakland, MI 48363	0.0019 acres 1/1080 of 2.08 acres	0.0033%
(e.3) Frederick Harry Turkette 1584 Benzie Highway Benzonia, MI 49616	0.0019 acres 1/1080 of 2.08 acres	0.0033%
(e.4) Brenda Combs 960 Brookwood Lane Rochester, MI 48309	0.0019 acres 1/1080 of 2.08 acres	0.0033%
(e.5) Lana Lee Turkette Address Unknown	0.0019 acres 1/1080 of 2.08 acres	0.0033%
(e.6) Mary Emily Karas Heirs, Devisees, Successors or Assigns		
(e.6.1) Richard Karas, widower 40621 Rinaldi Drive Sterling Heights, MI 48313	0.0019 acres 1/1080 of 2.08 acres	0.0033%
(f) Fielden Turkette Heirs, Devisees, Successors or Assigns		
(f.1) Patsy Webb 49 W. Oak Street W. Alexandria, OH 45381	0.0039 acres 1/540 of 2.08 acres	0.0066%
(f.2) Monia Elizabeth Olesky Heirs, Devisees, Successors or Assigns		
(f.2.1) John Olesky, widower 96 Morrison Street Cuyahoga Falls, OH 44221	0.0039 acres 1/540 of 2.08 acres	0.0066%
(f.3) Larry Fielden Turkette Heirs, Devisees, Successors or Assigns		
(f.3.1) Linda Turkett, widow 1126 Cymar Drive East Beavercreek, OH 45434	0.0039 acres 1/540 of 2.08 acres	0.0066%
(3) Bessie Kiser Heirs, Devisees, Successors or Assigns		
(a) Rawle Kiser 408 Ridgefields Road Kingsport, TN 37660	0.0347 acres 1/60 of 2.08 acres	0.0590%
(b) Fayrene Stump Heirs, Devisees, Successors or Assigns		
(b.1) Ellis Stump, widower 125 Lakeview Circle Kingsport, TN 37663	0.0347 acres 1/60 of 2.08 acres	0.0590%

Docket #VGOB 05-0215-1401

List of Conflicting Owners/Claimants that require escrow
(58.76 Acre Unit)

	Acres in Unit	Percent of Unit
(4) Alec Compton Heirs, Devisees, Successors or Assigns		
(a) Jack Compton 9765 E. Hasket Lane Dayton, OH 45424	0.0347 acres 1/60 of 2.08 acres	0.0590%
(b) Roger Compton 2207 Old Barton Road Lake Wales, FL 33853	0.0347 acres 1/60 of 2.08 acres	0.0590%
(5) Electa Hale Heirs, Devisees, Successors or Assigns		
(a) Carl Hale Heirs, Devisees, Successors or Assigns		
(a.1) Edward Hale 131 Augusta Avenue Akron, OH 44302	0.0099 acres 1/210 of 2.08 acres	0.0169%
(b) Curtis Hale Heirs, Devisees, Successors or Assigns		
(b.1) Jackie Moon 4808 Virginia Avenue Charleston, WV 25304	0.0033 acres 1/630 of 2.08 acres	0.0056%
(b.2) Patty Lynn Fragale 4808 Virginia Avenue Charleston, WV 25304	0.0033 acres 1/630 of 2.08 acres	0.0056%
(b.3) Barry Kent Hale 195 Township Road 1055 Proctorville, OH 45669	0.0033 acres 1/630 of 2.08 acres	0.0056%
(c) Geneva Mullins 109 Bland Street Narrows, VA 24124	0.0099 acres 1/210 of 2.08 acres	0.0169%
(d) Logan Hale HC4 Box 935 Council, VA 24260	0.0099 acres 1/210 of 2.08 acres	0.0169%
(e) Ilene Wolfe HC4 Box 37 Council, VA 24260	0.0099 acres 1/210 of 2.08 acres	0.0169%
(f) Lowell Hale P.O. Box 367 Epworth, GA 30541	0.0099 acres 1/210 of 2.08 acres	0.0169%
(g) William H. Hale 653 Glenwood Circle Berea, OH 44017	0.0099 acres 1/210 of 2.08 acres	0.0169%
(6) Logan Compton Heirs, Devisees, Successors or Assigns Heirs / Addresses Unknown	0.0693 acres 1/30 of 2.08 acres	0.1180%

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List of Conflicting Owners/Claimants that require escrow
(58.76 Acre Unit)

	Acres in Unit	Percent of Unit
(4) Virginia Caroline Boyd Heirs, Devisees, Successors or Assigns (1/5)		
(1) Myra Boyd Looney Heirs, Devisees, Successors or Assigns		
(a) Sylvia A. Watson Heirs, Devisees, Successors or Assigns		
(a.1) Arthur Watson, widower 300 E. Mill Road Evansville, IN 47711	0.0173 acres 1/120 of 2.08 acres	0.0295%
(b) Zelma R. Raypole Heirs, Devisees, Successors or Assigns		
(b.1) Jeremy Wallace 165 Columbus Street Wilmington, OH 45177	0.0173 acres 1/120 of 2.08 acres	0.0295%
(c) Virginia Crosier HC83 Box 147 Union, WV 24983	0.0173 acres 1/120 of 2.08 acres	0.0295%
(d) Lex I. Looney Heirs, Devisees, Successors or Assigns		
(d.1) Golda Looney, widow 14230 Rural Route 41S Greenfield, OH 45123	0.0173 acres 1/120 of 2.08 acres	0.0295%
(e) Joan Foley 165 Columbus Street Wilmington, OH 45177	0.0173 acres 1/120 of 2.08 acres	0.0295%
(f) Ralph B. Looney Heirs, Devisees, Successors or Assigns		
(f.1) Teresa Stodgel 547 Waugh Road Greenfield, OH 45123	0.0087 acres 1/240 of 2.08 acres	0.0147%
(f.2) Melody Powell HC3 Box 810 Port St. Joe, FL 32456	0.0087 acres 1/240 of 2.08 acres	0.0147%
(2) Theola Boyd Heirs, Devisees, Successors or Assigns		
(a) Earlene Strouth P.O. Box 136 Rosedale, VA 24280	0.0260 acres 1/80 of 2.08 acres	0.0442%
(b) Paul Boyd Rt.2 Box 118 Honaker, VA 24260	0.0260 acres 1/80 of 2.08 acres	0.0442%
(c) James William Boyd Heirs, Devisees, Successors or Assigns		

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List of Conflicting Owners/Claimants that require escrow
(58.76 Acre Unit)

	Acres in Unit	Percent of Unit
(c.1) Rita Hughart Heirs, Devisees, Successors or Assigns		
(c.1.1) Mark Andrew Hughart, widower P.O. Box 432 Doran, VA 24612	0.0087 acres 1/240 of 2.08 acres	0.0147%
(c.1.2) Judy Boyd Delp 6131 Kennedy Road, Lot #9 Trinity, NC 27370	0.0035 acres 1/600 of 2.08 acres	0.0059%
(c.1.3) Johnny Sherman Boyd 170 East Meadows Road Thomasville, NC 27360	0.0035 acres 1/600 of 2.08 acres	0.0059%
(c.1.4) James Dallas Boyd Heirs, Devisees, Successors or Assigns		
(c.1.4.1) James Boyd c/o Cindy Kennison 419 S. Fayette Street Washington C.H., OH 43160	0.0017 acres 1/1200 of 2.08 acres	0.0029%
(c.1.4.2) Christie Boyd c/o Cindy Kennison 419 S. Fayette Street Washington C.H., OH 43160	0.0017 acres 1/1200 of 2.08 acres	0.0029%
(c.1.5) Beth Hughart c/o Mark Andrew Hughart P.O. Box 432 Doran, VA 24612	0.0035 acres 1/600 of 2.08 acres	0.0059%
(c.1.6) Viola Hughart c/o Mark Andrew Hughart P.O. Box 432 Doran, VA 24612	0.0035 acres 1/600 of 2.08 acres	0.0059%
(d) Barbara Reynolds Heirs, Devisees, Successors or Assigns		
(d.1) Raymond Reynolds, widower Rt.1 Box 208A Cleveland, VA 24225	0.0087 acres 1/240 of 2.08 acres	0.0147%
(d.2) Dorothy Jean Combs Rt.1 Box 206A Cleveland, VA 24225	0.0087 acres 1/240 of 2.08 acres	0.0147%
(d.3) George Ray P.O. Box 3222 Lebanon, VA 24266	0.0087 acres 1/240 of 2.08 acres	0.0147%
(3) Celia Webb Heirs, Devisees, Successors or Assigns		
(a) Zita O. Hurt Heirs, Devisees, Successors or Assigns		

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List of Conflicting Owners/Claimants that require escrow
(58.76 Acre Unit)

	Acres in Unit	Percent of Unit
(a.1) Darrel Hurt 826 6th Street SE Hickory, NC 28602	0.0173 acres 1/120 of 2.08 acres	0.0295%
(a.2) Garland Lynn Hurt 883 Winchester Circle Macon, GA 31210	0.0173 acres 1/120 of 2.08 acres	0.0295%
(a.3) Betty Joyce Dye 8927 Columbus Road, Lot #35 Mt. Vernon, OH 43050	0.0173 acres 1/120 of 2.08 acres	0.0295%
(b) Elmer Webb Heirs, Devisees, Successors or Assigns		
(b.1) Gladys Webb, widower 444 Fisher Road Airville, PA 17302	0.0520 acres 1/40 of 2.08 acres	0.0885%
(4) Earl Boyd Heirs, Devisees, Successors or Assigns		
(a) Katie Jo Nichols 6741 S. Calaway Drive Chandler, AZ 85249	0.0260 acres 1/80 of 2.08 acres	0.0442%
(b) Otto Boyd 2683 Massillon Road Akron, OH 44312	0.0260 acres 1/80 of 2.08 acres	0.0442%
(c) John L. Boyd 2332 Eastlawn Avenue Akron, OH 44305	0.0260 acres 1/80 of 2.08 acres	0.0442%
(d) Monette Boyd Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	0.0260 acres 1/80 of 2.08 acres	0.0442%
(5) Arthritis Foundation 3805 Cutshaw Avenue, Suite 200 Richmond, VA 23230	0.4160 acres 1/5 of 2.08 acres	0.7080%

Tract #2B, 5.57 acresCOAL FEE OWNERSHIP

(1) Tazewell Coal & Iron Company c/o John W. Gillespie P. O. Box 675 Tazewell, VA 24651	5.57 acres	9.4792%
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OIL & GAS FEE OWNERSHIP

(1) Nadyne K. Combs 110 Bogey Drive Abingdon, VA 24211	5.57 acres	9.4792%
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- OR -

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List of Conflicting Owners/Claimants that require escrow
(58.76 Acre Unit)

	Acres in Unit	Percent of Unit
(1) Tazewell Coal & Iron Company c/o John W. Gillespie P. O. Box 675 Tazewell, VA 24651	5.57 acres	9.4792%

Tract #2C, 0.02 acresCOAL FEE OWNERSHIP

(1) Tazewell Coal & Iron Company c/o John W. Gillespie P. O. Box 675 Tazewell, VA 24651	0.02 acres	0.0340%
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OIL & GAS FEE OWNERSHIP

(1) Tazewell Coal & Iron Company c/o John W. Gillespie P. O. Box 675 Tazewell, VA 24651	0.02 acres	0.0340%
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- OR -

(1) Garden Realty Coal Corporation c/o Margaret Worley Burns 108 Bexley Road Mooresville, NC 28117	0.02 acres	0.0340%
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0502042

VIRGINIA: IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT OF RUSSELL COUNTY, 6-22, 2005. This deed was this day presented in said office, and upon the certificate of acknowledgment thereto annexed, admitted to record at _____ o'clock A M, after payment of \$ _____ tax imposed by Sec. 58.1-802.

Original returned this date to: Diane Davis

TESTE: DOLLIE M. COMPTON, CLERK
BY: Jennifer Kendrick D. CLERK

VIRGINIA: In the Clerk's Office of the Circuit Court of Buchanan County. The foregoing instrument was this day presented in the office aforesaid and is, together with the certificate of acknowledgment annexed, admitted to record this 22nd day of June, 2005 1:37 PM.
Deed Book No. 620 and Page No. 328.
Returned to: DMM

TESTE: James M. Bevins, Jr., Clerk
TESTE: Deputy Clerk

ENTERED

INSTRUMENT #050001849
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY ON
JUNE 22, 2005 AT 01:37PM
JAMES M. BEVINS, CLERK
RECORDED BY: NKE

Wm
B. / R
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